

PTO/SB/31 (04-05)

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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Docket Number (Optional)

5035.143 (122140.00008)

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on

August 2, 2006

Signature

Alice B. Vanicek

Typed or printed name

Alice B. Vanicek

In re Application of

Michael J. Tessmer et al.

Application Number

10/671,893

Filed

9/26/03

For Pressurized Water-Soluble Pouch

Art Unit

3728

Examiner

Jila M. Mohandesi

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Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))

\$ 500

☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:

\$ 250

☐ A check in the amount of the fee is enclosed.

08/03/2006 MBIZUNES 00000081 170055 10671893

☐ Payment by credit card. Form PTO-2038 is attached.

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☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

☐ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 17-0055. I have enclosed a duplicate copy of this sheet.

☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

☒ In accordance with MPEP 1204.01, since a Notice of Appeal and a small entity fee of \$250 previously were filed on December 21, 2005, and a final Board decision has not been made on the previously-filed appeal, no fee is required for the filing of this Notice of Appeal. Should there be any unforeseen costs, please charge it to our Deposit Account No. 17-0055.

I am the

☐ applicant/inventor.

☐ assignee of record of the entire interest.

See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.
(Form PTO/SB/96)

☒ attorney or agent of record.

Registration number 45.801

520-770-8700

Telephone number

☐ attorney or agent acting under 37 CFR 1.34.

Registration number if acting under 37 CFR 1.34

August 2, 2006

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ *Total of 1 + copy forms are submitted.

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.8. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Date: August 2, 2006

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From:	Gavin J. Milczarek-Desai	520-770-2235	520-770-8716
Re:	APPLICANTS: Michael J. Tessmer et al. DOCKET NO.: 5035.143 (122140.00008) SERIAL NO.: 10/671,893 FILED: 09/26/2003 EXAMINER: Jila M. Mohandesi ART UNIT: 3728 TITLE: Pressurized Water-Soluble Pouch		
Attachment(s): Notice of Appeal			

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